

COMMISSIONER FOR PATENTS
Washington, D.C. 20231

SERIAL NO. 09/996,129

IBM DOCKET NO. AUS920010639US1

DATE: August 1, 2005

DATE: August 1, 2005

RECEIVED
CENTRAL FAX CENTER

Number of Pages to Follow (including this cover sheet) 5

AUG 01 2005

SEND TO: United States Patent Office
Examiner: Channavajjala, Srirama T.
Group Art Unit: 2164
Tel No: (571) 272-4108
Fax No: 571-273-8300

FROM: Leslie A. Van Leeuwen
Van Leeuwen & Van Leeuwen
Registered Patent Attorneys
6123 Pebble Garden Court
Austin, Texas 78739
Tel No: 512-301-6738
Fax No: 512-301-6742

THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED, AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE FOR DELIVERING THE MESSAGE TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US AT THE ADDRESS ABOVE VIA THE U.S. POSTAL SERVICE. THANK YOU.

Docket No. AUS920010639US1

Serial No. 09/996,129

Atty: JSL / JVL

Applicant: Sweitzer, et al.

☒ Transmittal Letter (2 copies) ☒ Certificate of Facsimile
☐ Amendment (pages) ☐ Notice of Appeal
☐ Amendment AF ☐ Appeal Brief (3 copies)
☐ Ext. of Time ☐ Reply Brief
☒ IDS Statement ☐ Change of Address
☒ Form PTO-1449 (Modified)
☐ Other

RECEIVED
OIPE/IAP

AUG 02 2005

Deposit Acct. No. 09-0447

Fees: Amendment Notice of Appeal Appeal Brief Other \$ 180.00

Att Ref. No. 1039

COMMISSIONER FOR PATENTS
Washington, D.C. 20231

SERIAL NO. 09/996,129

IBM DOCKET NO. AUS920010639US1

DATE: August 1, 2005

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Certificate of Mailing or Transmission	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date/shown below.	
<i>Leslie A. Van Leeuwen</i>	8/1/05
Leslie A. Van Leeuwen	Date

Sir:

Transmitted herewith for filing is the Patent Application of:

Inventors: Sweitzer, et al.

For: System and Method for Analyzing Software Components using Calibration Factors

Enclosed are:

☒ Information Disclosure Statement;

☒ Modified form 1449 listing 3 references;

37 CFR § 1.97 is satisfied by the following:

☒ This IDS is being filed pursuant to CFR § 1.97(c) and:

☒ is accompanied by the fee set forth in § 1.17(p), please charge my Deposit Account No. 09-0447 the fees set forth in § 1.17(p) [\$180.00]. (a duplicate copy of this sheet is enclosed); and

☒ no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in § 1.56(c) more than three months prior to the filing of the information disclosure statement.

☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 09-0447. A duplicate copy of this sheet is enclosed.

☒ Any additional patent application processing fees under 37 CFR Sect. 1.17.

Respectfully submitted,

By

Leslie A. Van Leeuwen

Leslie A. Van Leeuwen

Attorney for Applicant

Registration No. 42,196

Telephone: (512) 301-6738

Facsimile: (512) 301-6742

Atty Ref. No. 1039

COMMISSIONER FOR PATENTS
Washington, D.C. 20231

RECEIVED
CENTRAL FAX CENTER

SERIAL NO. 09/996,129

IBM DOCKET NO. AUS920010639US1

AUG 01 2005

DATE: August 1, 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Sweitzer, et. al.

Serial No.: 09/996,129

Filed: November 28, 2001

Title: System and Method for Analyzing
Software Components using
Calibration Factors

: Group Art Unit: 2164
: Intellectual Property Law Department
: International Business
: Machines Corporation
: Intellectual Property Law Dept.
: 11400 Burnet Road
: Austin, Texas 78758

INFORMATION DISCLOSURE STATEMENT

The Commissioner of Patents
Washington, D.C. 20231

Sir:

Applicants submit herewith patents, publications or other information of which they are aware, which they believe may be material to the examination of this application and in respect of which there may be a duty to disclose in accordance with 37 CFR § 1.56.

While this Information Disclosure Statement may be "material" pursuant to 37 CFR § 1.56, it is not intended to constitute an admission that any patent, publication or other information referred to herein is "prior art" for this invention unless specifically designated as such. In accordance with 37 CFR § 1.97(g) the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR § 1.56 (a) exists.

The attached form, PTO-1449, provides a listing of patents, publications, or other information as required by 37 CFR § 1.98 (a)(1). A copy of each listed item that is not a U.S. Patent document, is supplied herewith.

Respectfully submitted,

By



Leslie A. Van Leeuwen
Van Leeuwen & Van Leeuwen
Attorneys for Applicant
Registration No. 42,196
Telephone: (512) 301-6738
Facsimile: (512) 301-6742

08/01/2005 JBALINAN 00000034 09996129-
01 FC:1806 180.00 DA

08/02/2005 JBALINAN 00000036 090447 09996129
01 FC:1806 180.00 DA

Page 1 of 1

Any Ref. No. 1039

In Place of FORM PTO-1449 (Modified)

Serial No. 09/996,129Applicant: Sweltzer, et. al.Filing Date: 11/28/2001Group: 2164Atty. Docket No. AUS920010639US1**LIST OF PATENTS AND PUBLICATIONS FOR
APPLICANT'S INFORMATION DISCLOSURE
STATEMENT****U. S. PATENT DOCUMENTS**

Examiner Initial	Document Number	Date	Name	Classification Class / Subclass	Filing Date if Appropriate
AA	6,327,551	12-2001	Peterson et al.	703/1	
AB	6,851,104	02-2005	Rodrigues da Silva, Fernando Jose Barros	717/104	
AC	2002/0087945	07-2002	Marshall et al.	717/107	
AD					
AE					
AF					
AG					
AH					
AI					
AJ					
AK					
AL					

FOREIGN PATENT DOCUMENTS

Examiner Initial	Document Number	Date	Country	Classification	Translation Yes No
AM					
AN					
AO					
AP					

OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)Examiner
Initial

AQ
AR
AS
AT
AU

Examiner:

Date Considered:

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPBP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.